

## PASTOR ASSAILED IN BACON DIVORCE SUIT

The Rev. E. P. Hall of Long Island City Hears Frank Opinions of Witnesses.

FLOCK LISTENS INTENTLY

Clergyman Is One of the Principal Supporters of Husband's Charges.

The Rev. Eugene P. Hall, pastor of the First Baptist Church of Long Island City, was the storm center yesterday in the trial of the separation suit of Mrs. Dora Bacon against Capt. Samuel Marshall Bacon, who has interposed a counterclaim for divorce. Mrs. Bacon is to go to the Presbyterian Hospital in a few days for a dangerous operation, and on her plea that she wants her name cleared of the charges of infidelity before she goes Supreme Court Justice Lehman is hearing the case ahead of its order.

Capt. Bacon, who owns a turbot line, is a deacon in Mr. Hall's church, and Mrs. Bacon was the organist and choir leader until her husband, she says, began to abuse her and she decided that she didn't want to be organist of a church where such a man as her husband was a deacon. The Long Island clergyman is one of the principal witnesses for Bacon, and both Mrs. Bacon and Abbott S. Lyons, one of the two correspondents in the case, gave frank opinions of him from the witness stand, while many members of his flock listened intently.

Mrs. Bacon expressed her opinion of the clergyman first when she pointed to where he sat surrounded by members of his present church.

"There he is," she said. "Dr. Hall was my husband's friend just so long as he could get money from him. Dr. Hall broke up my home, and although he says he is my husband's friend now I believe he is his enemy."

Under cross-examination Mrs. Bacon denied stoutly that the charges against her were founded on fact, and when asked if she still loved her husband she said: "Yes, unfortunately, I do still love him. I am only a woman and I can't help the love which still remains for him. I am willing to live with him again. You must remember it is a wife's sworn duty to be ever at her husband's side."

Mrs. Bacon was asked if she hadn't stated that she preferred to live with a man other than her husband, and she replied:

"Yes, I swore to that, but I'd had nothing to eat that morning and I was nervous. I didn't mean it the way it sounded anyhow."

Of all the fakers I've seen some fakers—that minister sitting back there is the biggest faker. I mean Eugene Hall. He sits there with a smile on his face, and yet he has the nerve to say that he saw me in Mrs. Bacon's room when he knows it is false."

The witness was cautioned by Justice Lehman to be more conservative in his statements concerning the clergyman. Mrs. Lyons then devoted herself to telling of extensive profanity indulged in by Captain Bacon before Mrs. Bacon. Lyons admitted that after Mrs. Bacon left her husband he called on her occasionally and even helped her financially. He said that Captain Bacon had helped to eat food he bought for the family, anything," asked Lyons in reply to a question. "She does not. I gave it to her gladly because her husband was letting her starve. She can have the last cent I've got because she is a respectable woman."

The case was not finished.

## CONTROLS SEX OF PIGEONS.

Carnegie Institute Doctor Thinks Human Race Will Be Next.

ATLANTIC CITY, June 19.—"Sex control has passed beyond the experimental stage," was the statement made here to-night by Dr. Oscar Riddle of the Carnegie Institute, in charge of the experimental evolution station.

He told to-day how with but few exceptions the station was determining the sex of toads and that the work of influencing sex in cattle was progressing.

Experiment with mammals was giving scientists information that would eventually be helpful in solving the problem of sex control in the human race.

Dr. Riddle said in his lecture to-night before the American Academy of Medicine, which opened its twenty-ninth annual session here to-day.

Prof. John L. Hefron, dean of the college of medicine, University of Syracuse, and president of the association, in his annual address said he could see no solution for reducing the mentally defective except by controlling propagation.

Lincoln Tablet for England.

To Be Erected in Hingham, Where His Ancestors Lived.

A committee called the Lincoln Memorial Committee has been formed to erect a proper tablet in Hingham, England, in honor of the ancestor of Abraham Lincoln. The Lincoln's ancestors came to this country from Hingham, and at least five generations can be traced previous to 1637, when Samuel Lincoln, the great-great-grandfather of Abraham Lincoln, came to this country.

The tablet will be erected in the village church, one of the most beautiful old priory churches in England. The inscription will be: "In this parish for many generations lived the Lincoln's, ancestors of the American Abraham Lincoln. To him, greatest of that lineage, many citizens of the United States have erected this memorial in the hope that for all ages between that land and this land and all lands there shall be 'Malice toward none, with charity for all.'"

The executive committee consists of William Wright Mable, H. P. Lincoln, George F. Parker, George F. Kunz and M. H. Gates. Mr. Kunz is treasurer, and all contributions should be sent to him at the Union League Club, Fifth Avenue and Thirty-ninth Street.

MRS. WESTINGHOUSE STRICKEN.

Relatives at Bedside, and Recovery From Stroke Doubtful.

LENOX, Mass., June 19.—Mrs. George Westinghouse, widow of the Pittsburgh inventor, is seriously ill at Erskine Park, her summer home here. Early in the week she suffered a paralytic stroke.

Her sisters, Mrs. Paul Wadsworth of Albany and Mrs. A. Garrison Holmes of Pittsburg, and a niece, Mrs. William Grant of Albany, are at Erskine Park. George Westinghouse, Jr., Mrs. Westinghouse's only son, is at West Park, in Lenox, within call. Mr. Herman Westinghouse, brother of the late George Westinghouse, has also arrived at Erskine Park.

Mrs. Westinghouse's physicians said that her condition was very grave and that her recovery was doubtful.

## MECHANICS GET WANAMAKER FLIER READY FOR MONDAY FLIGHT OVER LAKE KEUKA



Assemblers at work on Wanamaker machine. Engines shown at the right. Man on the left sitting over the cockpit with its celluloid windows.

## Transatlantic Aeroplane Will Have First Test for Its Long Journey.

HAMMONDPORT, N. Y., June 19.—The Rodman Wanamaker transatlantic flier was almost completed to-day. A severe thunderstorm this afternoon prevented it from being taken to the flying field. Glenn H. Curtiss was called to New York to-night, but he will be back Sunday to superintend the moving of the seaplane to the shore of Lake Keuka. He has promised Lieut. J. C. Porte to have the machine ready for its first flight early Monday morning.

The controls were fitted into the craft this afternoon and Lieut. Porte took his

## MAN STRUCK BY TRAIN SUED FOR DAMAGING IT

Erie Railroad Says Driver Asking \$25,000 Bent Cowcatcher—Wants \$100.

NEWARK, N. J., June 19.—In an answer and counter claim filed here to-day in the Essex circuit of the Supreme Court, in a suit for \$25,000 damages, brought by Frank V. Wilkinson of 153 Summer avenue, the Erie Railroad seeks to recover \$100 from him for bumping into a locomotive on the Greenwood Lake branch of the road.

Compensation is asked because of the trouble and expense to the company in straightening bent and replacing broken "slats" in the cowcatcher; restoring the paint and polish and removing the litter and pieces of wood strewn along the track and roadbed. Wilkinson suffered three broken ribs, a compound fracture of the hip and other injuries.

The accident happened March 24 last. Wilkinson was a driver for the Fairfield Dairy Company of Caldwell, and was struck by a train at the Willett street crossing in Bloomfield.

It is alleged in the counter claim that the plaintiff by reason of his "rapid, reckless and dangerous rate of speed" in approaching the crossing and resultant collision, caused the Erie "to lay out and expend large sums of money repairing the locomotive, track and roadbed and in removing the litter and pieces of wood strewn along and upon its track and roadbed through the negligence and carelessness of the plaintiff."

Only incidental mention is made of the train being stopped and the injured man being lifted aboard and taken to the Soho station, from where he was removed to the Newark City Hospital.

The answer admits that Wilkinson was driving a train of loaded milk cans on the Erie tracks at the time of the collision, and was injured as a result of the collision, but alleges that the injuries he sustained were "caused and contributed to by his negligence."

The absence of safety gates or bells is admitted in the answer, but it is asserted that "a standard crossing sign" was maintained at the crossing.

## SAYS KLEIST'S BRIDE QUIT HIM.

Nicoll Denies Banker Breittung Ended Gardener's Romance.

Mrs. Juliet Breittung Kleist, daughter of the banker, Edward N. Breittung, left her gardener husband, Max Frederic Kleist, almost immediately after their secret marriage last March, according to the statement made by Delancey Nicoll, Judge Hand in the United States District Court yesterday.

Mr. Nicoll appeared as attorney for the banker and his wife, who are being sued for \$250,000 by his son-in-law for alleged alienation of their daughter's affection. The matter came up in the form of a motion made by Kleist to have the suit sent back to the Supreme Court of Westchester county.

Kleist, in demanding damages, said that the parents of his bride induced her to leave him. Attorney Nicoll denied this.

"The young lady simply came to her senses and refused to live with her husband," he said. "She is not in any way under the influence of her parents in remaining away from Kleist."

## CURB CLASH OVER KETCHAM.

Brokers Petition for Open Meeting of the Association.

Curb brokers yesterday signed a petition calling for an open meeting of the association on next Wednesday afternoon at 3:30 o'clock to consider the alleged dealing by the curb authorities in calling L. D. Ketcham before them to answer charges of irregularities.

The petition claims that the original complaint against Ketcham in certain Standard Oil transactions was filed a number of days in advance of any action by the curb governing body.

J. L. McCormick, chairman of the board of representatives of the curb association, resigned yesterday. It was reported that his resignation was a result of dissatisfaction with the handling of the Ketcham matter by the board.

Ketcham was suspended from the curb during the week for failure to answer a summons of the board to appear and explain his failure up to that time to deliver Standard Oil stocks worth approximately \$20,000 to Stock Exchange firms.

## Aviators in Oversea Trip Will Depend on Many Stops for Food Supply.

Those responsible for the development of the Wanamaker flier were relieved to read in THE SUN that Orville Wright would put no legal barrier in the way of the transatlantic attempt. Although this aeroplane is not considered an infringement because there is no simultaneous action between the Wright patent and the head resistance nor the angle of incidence on the low side is increased. The Wright patent is on a simultaneous action between the allers and vertical rudder.

Lieut. Porte said to-night that he would touch at two ports in the Azores, Flores

## EXETER BOY'S IDEA OF FUN LANDS HIM IN JAIL

Poses as Rich College Man and Agrees to Buy \$9,000 Automobile.

Howard L. Page, 20 years old, an Exeter student, was held yesterday by Magistrate Nolan in the West Side court in \$2,500 bail on a short affidavit charging attempted grand larceny. He will have a hearing to-day.

Page came to New York two weeks ago. On Thursday he strolled Fifth avenue and in the store of Paul Lacroix, 3 East Fifty-second street, he saw a fine white roadster automobile with ray lines. He liked it. He entered the store.

"What's her price?" he asked Manager Lacroix.

"Nine thousand dollars," was the reply. Page wanted to buy it. In a quick turn he told the manager that he was a student at Exeter and that he had a letter from his father to buy the car.

A contract of purchase was made and Page gave a check for \$5,000 on the Passaic National Bank. A telegram was sent back word to Lacroix that there was no such account there. He met Page yesterday morning and showed him the reply.

"Nine thousand dollars, some mistake," said the manager. "You see, I'm a college student and myself and two friends are to take a trip through Europe for the summer vacation. They both have fast cars—but I'll beat them. We're going to London and Paris, but the real cars will be on the Riviera."

A demonstrator took him out in the car. Page was still elated on his return.

"To-morrow I'll try her on the roads in New Jersey. Where I can find her best speed," he told Manager Lacroix.

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## NEW PAPER MAKES DEBUT.

"Public Service Record" Is to Be Official Organ of P. S. Commission. Volume 1, No. 1, of a new monthly newspaper, the Public Service Record, appeared yesterday without previous announcement. It is to be the official gazette of the Public Service Commission of the city district, and its editor is Travis Whitney, the Commission's secretary.

Edward E. McCall, chairman of the Commission, has a foreword explaining the Record's purpose, in which he says that the struggle with adverse conditions and the triumph of engineering skill over treacherous rock and dangerous quicksand will remain untold unless preserved in a journal devoted to the chronicling of the actual work. He asks that the engineers become contributors to the journal.

John Callan, who will be taken on the craft at the Azores, has a splendid flying record here. As instructor in Curtiss's school he flew 56,000 miles without an accident last year. During three record dashes he flew 1,560 miles.

## MOLLER LOSES SUIT TO ANNUL HIS MARRIAGE

But Wife of Sugar Refiner's Aged Heir Must Return Madison Avenue House.

Charles G. Moller, the aged son and heir to part of the \$5,000,000 estate of the late Peter Moller, sugar refiner and associate of the late Henry O. Havemeyer, won only a partial victory yesterday when Supreme Court Justice Callahan handed down a decision in the suit to annul his marriage to Mrs. Jane Moller and to recover property valued at about \$175,000 which she got from him during about one year of married life.

Moller contended that his marriage to Mrs. Moller was invalid on the ground that when he wed her at the City Hall on August 26, 1910, she was the legal wife of Seymour Sommer under the laws of Missouri because, it was alleged, she lived with Sommer in St. Louis as his common law wife. The court decides that the marriage to Moller was legal because the laws of New York did not recognize her relationship with Sommer.

One feature of the suit was a demand by Moller for an accounting of real estate and personal property which he said his wife had induced him to give her when his physical condition was such that he didn't know what he was doing. He had a home at 290 Madison avenue, and in order to get back this property he paid Mrs. Sommer \$75,000. He also decided to give her the \$50,000 of the Madison avenue house at 2112 Madison avenue. Justice Callahan decided that Mrs. Moller may retain the \$75,000, but directs her to give back the other house.

The court also decides that Moller is entitled to the return of securities valued at about \$50,000.

Moller will appeal from Justice Callahan's ruling that his marriage to the defendant is legal.

GIVES MRS. BALKE \$50,000.

In Settling Suit Balke Says He Has Lost Two-thirds of Fortune.

William Walter Balke, who inherited a fortune in stock of the Brunswick-Balke-oller Company, said in an affidavit filed in the Supreme Court yesterday that he had lost two-thirds of his fortune through financial reverses in the past three years. Balke made this statement in asking Justice Greenbaum to approve his settlement of \$50,000 of a suit brought by Mrs. Katherine McKoon Balke, who divorced him in Cincinnati in 1911.

Mrs. Balke sued to enforce an agreement made by her husband prior to the divorce by which he promised to give her \$70,000 in stock and keep \$20,000 of life insurance for the benefit of his wife and their three daughters. In his defense, Balke contended that the agreement was contrary to public policy, but through the efforts of Mrs. Balke's attorney, Hartwell T. Cabell, Balke offered to settle the case by putting \$50,000 of 7 per cent stock in trust for his former wife and the children.

Justice Greenbaum approved the terms of settlement, under which Mrs. Balke gets the custody of the daughters and agrees to permit them to visit their father.

CALLS LORIMER NOTE FORGERY.

Ex-Senator's Secretary Denied He Got \$100,000 From Failed Bank.

CHICAGO, June 19.—Charles E. Ward, whose name was signed to a personal unsecured note for \$100,000 paid among the assets of the failed La Salle Street Trust and Savings Bank, said to-day that he never borrowed the money. Ward was private secretary of William F. Lorimer, head of the bank, when Lorimer occupied a seat in the United States Senate. Ward was a director of the bank.

W. C. Niblack, vice-president of the Chicago Title and Trust Company, was named receiver of the bank to-day by Judge Wilkes, who placed his bond at \$250,000.

Patrick J. Lucey, Attorney-General of Illinois, said during the receivership proceedings that the La Salle street bank was "hopelessly insolvent."

"What are the assets?" asked the court. "They are actually \$400,000, but with certain questionable assets they amount to \$500,000," he replied.

The Farmers Bank of Bethalto, Madison county, of which C. B. Munday is president, was closed to-day by Assistant Bank Examiner John Scullins.

## PLAN TO STOP MAIL AUTO PERIL.

Idea Is to Change Routes So as to Avoid Congested Streets.

A plan to lessen the chances of pedestrians being run over by Uncle Sam's somewhat unpopular mail truck chauffeurs has been worked out by the street traffic committee of the Safety First Society and Police Commissioner Woods, and submitted to Francis B. Roema, superintendent of mails. New routes for the mail auto trucks are mapped out, avoiding the congested thoroughfares, such as Fifth avenue, Broadway and Forty-second street. The plan was submitted some time ago to the Post Office officials, who said that since the delivery of the mails to ferries and railway terminals is done under contract on a mileage basis the matter would have to be referred to the contractors.

## FORMER FOOTBALL STAR SUED.

Yacht Steward Says Daniel Hutchinson Beat Him—Asks \$10,000.

Daniel Hutchinson, a former football star in the University of Pennsylvania, and now living at the Ritz-Carlton, was sued in the Supreme Court yesterday for \$10,000 damages for assault by Peter Nilson. The plaintiff alleges that on May 20, last, Hutchinson, "assaulted, bruised, wounded and ill treated him, and tore his clothes and injured him about the head and body."

Hutchinson, who returned to the city last night after a visit to Anthony Drexel Biddle in Philadelphia, said that on May 30 last he was cruising in a friend's yacht off Jacksonville, Fla., when he had a dispute with one Nilson, a steward on the yacht. During the encounter, Nilson fell overboard and tore his clothing, Hutchinson said.

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## WOMAN SING CLUB IS CALLED "DEAD BEAT"

Answers in Mrs. Neely's Action for Slander/Say She Kept Cash as Treasurer.

TELL OF HOTEL DODGING

President Asserts She Posed as Rich Widow and Left Her Bills Unpaid.

Mrs. Ethel V. Southack Neely, wife of F. Tennyson Neely, formerly in the publishing business and more recently a promoter, was accused in papers filed in the Supreme Court yesterday of being a "dead beat" and "hotel beat."

The accusations were made in answers filed in court in a series of suits for damages for slander brought by Mrs. Neely against the officers of the Knickerbocker Relief Club, a charitable organization of which many wealthy women are members and of which Mrs. Neely was treasurer until she was ousted a few weeks ago after charges were made that she had put the funds of the club to her own use. In her complaints against the club members Mrs. Neely said there were no grounds for calling her dishonest.

Mrs. Camille Birnbaum, president of the club, in her answer said that Mrs. Neely was treasurer of the club from 1912 to May last. Mrs. Neely says that the club gave Mrs. Neely \$219 to pay for an entertainment at the Plaza Hotel in May, 1913, and that the treasurer reported immediately afterward that the bill was settled. This statement, Mrs. Birnbaum adds, was false. The hotel didn't get its money until last February, she says.

It is also alleged that Mrs. Neely reported that she had paid a bill